



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Kazushi MORI et al.**

Group Art Unit: **2655**

Serial No.: **09/818,653**

Examiner: **Gautam PATEL**

Filed: **March 28, 2001**

Confirmation No.: **2491**

For: **HOLOGRAPHIC OPTICAL ELEMENT HAVING A DIVIDED  
DIFFRACTION SURFACE AND AN OPTICAL PICKUP APPARATUS  
HAVING A DIVIDED DIFFRACTION ELEMENT**

Attorney Docket No.: **010424**

Customer Number: **38834**

**INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. §1.97(b)(4)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

December 30, 2004

Sir:

The attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached Form PTO/SB/08. A copy of each document is attached.

No fee or certification is required in connection with this Information Disclosure Statement, because it is being submitted prior to the issuance of a first official action on the merits following the **Request for Continued Examination (RCE)** in the above-identified patent application.

The above information is presented so that the Patent and Trademark Office can, in the first instance, determine any materiality thereof to the claimed invention. Applicants respectfully request that the information be expressly considered during the prosecution of this application and that the documents cited in the attached Form PTO/SB/08 be made of record therein and appear on the first page of any patent to issue therefrom.

Application No.: 09/818,653  
Information Disclosure Statement Pursuant to 37 C.F.R. §1.97(b)(4)  
December 30, 2004

The Commissioner is authorized to charge our Deposit Account No. 50-2866 for any fee which is deemed by the Patent and Trademark Office to be required to effect consideration of this statement.

Respectfully Submitted,

**WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP**

A handwritten signature in black ink, appearing to read "John P. Kong". The signature is fluid and cursive, with a large loop at the end.

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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		<b>Complete if Known</b>	
		Application Number	09/818,653
		Filing Date	March 28, 2001
		First Named Inventor	Kazushi Mori
		Art Unit	2655
		Examiner Name	Gautam Patel
Sheet 1	of 1	Attorney Docket Number	010424

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		BERNACKI, et al. "Causes of focus-error feedthrough in optical-disk systems: astigmatic and obscuration methods," Feb. 10, 1994, pages 735-743, Vol. 33, No. 5, Applied Optics	

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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